

SOLICITATION, OFFER, AND AWARD (Construction, Alteration, or Repair)	1. SOLICITATION NO. NNK11384684R	2. TYPE OF SOLICITATION <input type="checkbox"/> SEALED BID (IFB) <input checked="" type="checkbox"/> NEGOTIATED (RFP)	3. DATE ISSUED 05/12/2011	PAGE OF PAGES 1 of 174

IMPORTANT — The "offer" section on the reverse must be fully completed by offeror.

4. CONTRACT NO.	5. REQUISITION/PURCHASE REQUEST NO. 4200384684	6. PROJECT NO. PCN 98778.1
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7. ISSUED BY: JOHN F. KENNEDY SPACE CENTER, NASA PROCUREMENT OFFICE CODE: OP-CS-A KENNEDY SPACE CENTER, FL 32899	CODE OP-CS-A	8. ADDRESS OFFER TO: See Article L.4, KSC 52.214-90 DELIVERY INSTRUCTIONS FOR BIDS/PROPOSALS
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9. FOR INFORMATION CALL:	A. NAME Gary M Felker, Contracting Officer	B. TELEPHONE NO. (Include area code) (NO COLLECT CALLS) (321) 867-1415
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SOLICITATION

NOTE: In sealed solicitations "offer" and "offeror" mean "bid" and "bidder".

10. THE GOVERNMENT REQUIRES PERFORMANCE OF THE WORK DESCRIBED IN THESE DOCUMENTS (Title, Identifying no., date):

1. The contractor shall furnish all labor, equipment, materials and related activities necessary to perform the statement of work for the Payload Hazardous Servicing Facility Mechanical Upgrades at the John F. Kennedy Space Center, Florida.

2. Contract

Line Item	Description
0001	Task 1 – BASE, PHSF MECHANICAL UPGRADES
0002	Task 2 – OPTION 1, Replacement of PHSF AHU #5 and AHU #6
0003	Task 3 – OPTION 2, Replacement of PHSF AHU #3

3. DOL Wage Determination No. FL20100017 04/01/2011 is attached.

11. The Contractor shall begin performance within (*) calendar days and complete it within (*) calendar days after receiving [] award, [X] notice to proceed. This performance period is [X] mandatory, [] negotiable (See Article F.1)

12A. THE CONTRACTOR MUST FURNISH ANY REQUIRED PERFORMANCE AND PAYMENT BONDS. (If "YES," indicate within how many calendar days after award in item 12B.) YES	12B. CALENDAR DAYS 10 calendar days
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13. ADDITIONAL SOLICITATION REQUIREMENTS:

A. Sealed offers in original and **3** copies to perform the work required are due at the place specified in Item 8 by 3:00 p.m. local time on **September 15, 2011**. If this is a sealed bid solicitation, offers will be publicly opened at that time. Sealed envelopes containing offers shall be marked to show the offeror's name and address, the solicitation number, and the date and time offers are due.

B. An offer guarantee [X] is required. (Amendment 01 change)

C. All offers are subject to the (1) work requirements, and (2) other provisions and clauses incorporated in the solicitation in full text or by reference.

D. Offers providing less than **60** calendar days for Government acceptance after the date offers are due will not be considered and will be rejected.

SECTION C - DESCRIPTION/SPECIFICATIONS/STATEMENT OF WORK

C. 1 SCOPE OF WORK

The Contractor shall furnish all management, supervision, labor, transportation, facilities, materials, tools, disposal, coordination of subcontractors, documentation, and equipment (except any property including utilities as may be specified in the Schedule to be Government-Furnished) and perform all work for the Task(s) named below, and as defined in the Technical Documentation listed below entitled "Contract Drawings, Maps and Specifications," and in accordance with the terms and conditions of this Contract, and within the performance schedule set forth in FAR clause 52.211-10 entitled "Commencement, Prosecution, and Completion of Work." The contractor shall have adequate manpower and resources to perform work in two facilities at one location.

<u>Contract Line Item</u>	<u>Description</u>
0001	Task 1 – BASE, PHSF MECHANICAL UPGRADES
0002	Task 2 – OPTION 1, Replacement of PHSF AHU #5 and AHU #6 <u>See Specifications 79K38541 and/or</u> <u>Drawing Sheets: 1 – 3, 8 – 14, 16, 18, 20 – 25 and 27</u>
0003	Task 3 – OPTION 2, Replacement of PHSF AHU #3 <u>See Specifications 79K38541 and/or</u> <u>Drawing Sheets: 1 – 3, 10 – 14, 17 – 18 and 21 – 27</u>

C. 2 DRAWINGS AND SPECIFICATIONS

(a) Five sets of full scale contract drawings, maps and specifications, (excluding applicable publications incorporated into the technical provisions by reference), plus one CD or DVD containing electronic, portable document format (PDF) versions, will be furnished at award to the Contractor without charge. The work shall conform to the following contract drawings, maps and specifications, attached hereto and made a part hereof.

Drawing 79K38540 Revision A, titled "National Aeronautics and Space Administration John F. Kennedy Space Center PHSF Mechanical Upgrades PCN – 98779.1", dated 2/2011, pages 1 through 27. Drawing is applicable to CLINs 0001 through 0003.

Specification 79K38541, titled "PHSF Mechanical Upgrades PCN 98779.1" dated 9/2009, pages 1 through 310. Specification is applicable to CLINs 0001 through 0003.

(b) Addenda to Specifications:

(1) Specification 79K38541, Pages 1 thru 310, the following specification sections do not apply and are deleted:

Section: 01 57 20.00 10 Environmental Protection
Parts 1.1 through 1.4 and 1.6 through 3.12

Section: 01 74 19 Construction Demolition and Waste Management
Parts 1.1 through 1.3 and 1.7 through 1.10.4

Section: 02 82 33.13 20 Removal/Control and Disposal of Coatings with Lead,
Barium, Cadmium or Mercury
Parts 1.1 through 1.3.2

- (2) Specification 79K38541, Page 271, Section 23 73 13, Paragraph 1.3, Submittals:
add the following submittal requirement:

SD-01 Pre-Construction Submittal

Submit Cleanliness Quality Assurance Plan in accordance with paragraph entitled,
"Cleanliness Quality Assurance Plan," of this section; G.

- (3) Specification 79K38541, Page 279, section 23.73.13, Paragraph 3.8 (added)

3.8 Cleanliness Quality Assurance Plan

Submit Cleanliness Quality Assurance Plan documenting Contractor's steps to
mitigate debris during delivery, storage, installation, and start-up of all air handling
units and all associated components to meet facility's ISO 8 – Class 100,000 clean
room certification. Plan shall address concise steps to clean air handling units and
all downstream materials and equipment if mitigation techniques fail prior to start-up.
Contractor shall provide a signed letter to the Contracting Officer prior to start-up
certifying air handling unit, ductwork and device cleanliness in accordance with
approved cleanliness quality assurance plan.

(c) "Or Equal" Items

Throughout the Technical Specifications and on the drawings of this contract, where certain
manufacturers' trade names and model numbers are specified and followed by the term "or
equal," the manufacturer's name and data as specified shall represent the minimum standard
type, quality, and capacity acceptable for incorporation into the work covered by this contract.
The products of other manufacturers will be considered as being acceptable, provided that such
products fully meet or exceed all minimum structural or use and operational features of the
particular manufacturers' items as specified, and provided that the other manufacturers' items is
easily interchangeable and can be adequately incorporated within the allocated space in the
building or structure. In all cases, the acceptability of "or equal" items shall be at the
Contracting Officer's discretion, based upon approval data submitted by the Contractor in
accordance with the requirements under Shop Drawings herein.

(d) Omissions from the drawings or specifications, or the omission or misdescription of details
of work which are manifestly necessary to carry out the intent of the drawings and
specifications, or which are customarily performed, shall not relieve the Contractor from
performing such omitted or misdescribed details of the work but they shall be performed as if
fully and correctly set forth and described in the drawings and specifications.

(e) The Contractor shall check all drawings furnished him immediately upon their receipt and
shall promptly notify the Contracting Officer of any discrepancies. Figures marked on drawings
shall in general be followed in preference to scale measurements. Large scale drawings shall in
general govern small scale drawings. The Contractor shall compare all drawings and verify the
figures before laying out the work and will be responsible for any errors which might have been
avoided thereby.

C. 3 REQUESTS FOR INFORMATION/CLARIFICATION (RFIC)

The Contractor shall promptly report to the Contracting Officer all problems or conflicting technical information encountered during the contract performance so that the Government may provide solutions or appropriate direction. Such problems shall be reported on KSC Form No. 8-268, "Request for Information/Clarification," to be provided by the Government. A copy of each RFIC will be provided to the Contracting Officer's Technical Representative (COTR) concurrently with the transmittal to the Contracting Officer. The Contractor shall log and control each Request for Information/Clarification (RFIC), including those generated by subcontractors.

C. 4 DEVIATIONS AND WAIVERS

(a) When the Contractor proposes to perform work which does not conform to the requirements of the applicable contract drawings and specifications, the Contractor shall submit to the Contracting Officer for approval, a written request for deviation or request for waiver on the nonconforming work.

(b) All requests by the Contractor shall be submitted on KSC Form 8-69 (Contractor Request to Use Nonconforming Parts or Material) fully executed including an offer of consideration to the Government. The request must be technically supported by justification, rationale, design considerations, calculations and other data which permits ready and conclusive evaluation by the Government as to acceptability or non-acceptability.

(c) Where a requested deviation or waiver on a particular aspect of the work has a relation to, or affects, other aspects of the work, those other aspects of the work shall be clearly identified and referenced. And, if the requested deviation or waiver necessitates a deviation or waiver on other aspects, requests for all such deviations and waivers must be submitted concurrently.

(d) Any request not submitted in strict accordance with this provision will not be considered.

07/22SECTION J - LIST OF DOCUMENTS, EXHIBITS, AND OTHER ATTACHMENTS

J.1 LIST OF ATTACHMENTS

The following documents are attached hereto and made a part of this contract.

Attachment	Title	Pages
J.A	Project Deliverables	8
J.B	Specific Requirements.	22
J.C	DOL Wage Determination FL20100017 Dated 07/22/2011	7
J.D	KSC Construction Contractor Safety and Health Practices Procedural Requirements. KNPR 8715.7 Rev. A, dated August 12, 2010	65
J.E	KSC Construction Contractor's Safety and Health Practices Users Guide. KSC-UG-2814, Rev: A-1. August 2010. <i>This document is provided to assist the Contractor in meeting the requirements in KNPR 8715.7, listed above.</i>	111
J.F	KSC Drawing 79K38540 Revision A, titled "National Aeronautics and Space Administration John F. Kennedy Space Center PHSF Mechanical Upgrades PCN – 98779.1", dated 2/2011, pages 1 through 27.	27
J.G	Specification 79K38541, titled "PHSF Mechanical Upgrades PCN 98779.1" dated 9/2009, pages 1 through 310.	310
J.H	Contractor's Safety and Health Plan. Reference. NFS 1852.223-73 Safety and Health Plan Alternate I (NOV 2004)(Modified) (to be incorporated when approved by the Contracting Officer).	
J.I	Contractor's Toxic Metals Safety and Health Plan. (to be incorporated when approved by the Contracting Officer).	
J.J	Lifting and Rigging Plan (to be incorporated when approved by the Contracting Officer).	

B. The following listed documents are herein incorporated as part of this contract. They will not be physically included in the contract; however they will retain the same force and effect as if incorporated in full:

- (1) Representations, Certifications and Other Statements of Offerors
- (2) Instructions, Conditions, and Notices to Offerors

52.236-27 SITE VISIT (CONSTRUCTION) (FEB 1995) - ALTERNATE I (FEB 1995)

(a) The clauses at 52.236-2, Differing Site Conditions, and 52.236-3, Site Investigations and Conditions Affecting the Work, will be included in any contract awarded as a result of this solicitation. Accordingly, offerors or quoters are urged and expected to inspect the site where the work will be performed.

(b) An organized site visit has been scheduled for:

June 02, 2011 at 09:00AM Local Time

All parties will meet at:

KSC Badging Office (take S.R. 405 east from U.S. Highway 1, past the KSC Visitor Complex, located on the right side of the road before KSC Gate 3)

(c) Attendance is limited to three representatives from prospective prime offerors. To attend the site visit, each representative must fill out and return both of the following forms attached to the solicitation:

(1) KSC VISITOR RECORD CENTER VISITOR, BADGE REQUEST
KSC FORM 28-889 NS

(2) KSC VISITOR RECORD CENTER VISITOR, TAA REQUEST KSC
FORM 28-1223 NS – No. 26

(d) Submit the badging forms, via e-mail, to: Jessica.L.Smith@NASA.GOV

(e) Badging Request Due Date:

May 25, 2011 at 4:00 PM Local Time

(f) Badging requests received after the due date will not be considered (your badging request may be rejected for failure to fill in all the required information: names, titles, SSNs, citizenship, etc). U.S. Citizens Only, no Resident Aliens or Foreign Nationals.

(g) Participants will be responsible for:

- Providing their own transportation
- Bringing two (2) forms of identification with them
- Picking up their badges BEFORE THE SITE VISIT at the KSC Badging Office (take S.R. 405 east from U.S. 1, past the KSC Visitor Complex, located on the right before KSC Gate 3). KSC Badging Office hours are Monday through Friday, 6:00A.M. to 4:00P.M. It is recommended you arrive at least 90 minutes prior to the site visit to obtain badging.
- Reporting to the site visit

- Providing a hard hat, closed toed safety shoes and long pants
- Traffic Safety Vest

(h) Visitors on KSC are allowed to possess and use photographic equipment and materials EXCEPT IN CONTROLLED AREAS. At the site visit meeting you will be notified as to the current status of the area.

(i) The site visit is expected to last 3 hours. Prior to the start of the visit you will be advised where to park. The following site, which is typical of the Base Bid and Option work will be visited unless operational or security restrictions prevent access:

Payload Hazardous Servicing Facility, M7-1354, John F. Kennedy Space Center, Florida

L.3 LISTING OF NASA FAR SUPPLEMENT (48 CFR CHAPTER 18) AND KSC PROVISIONS INCORPORATED BY REFERENCE AND IN FULL TEXT

PROVISION NO. TITLE

NFS 1852.228-73 BID BOND (OCT 1998)

NFS 1852.215-81 PROPOSAL PAGE LIMITATIONS (FEB 1998)

(a) The following page limitations are established for each portion of the proposal submitted in response to this solicitation.

Proposal Section	Page Limit
Technical Experience Summary	Limited to two (2) pages per each project identified in the Technical Experience Summary
Past Performance Data From Prior Customers	Limited to three (3) pages of information for each project identified in the Technical Experience Summary
Copies of Page 1 of Past Performance Questionnaires	Limited to one (1) page of each Past Performance Questionnaire Mailed to Customers
Safety and Occupational Health Plan	No Page Limit (The Plan shall be divided into two sections: Safety Past Performance Information and Safety and Health Plan)

(b) A page is defined as one side of a sheet, 8 1/2" x 11", with at least one inch margins on all sides, using not smaller than 12 point type. Foldouts count as an equivalent number of 8 1/2" x 11" pages. The metric standard format most closely approximating the described standard 8 1/2" x 11" size may also be used.

(c) Title pages and tables of contents are excluded from the page counts specified in paragraph (a) of this provision. In addition, the Cost section of your proposal is not page limited. However,

this section is to be strictly limited to cost and price information. Information that can be construed as belonging in one of the other sections of the proposal will be so construed and counted against that section's page limitation.

(d) If final revisions are requested, separate page limitations will be specified in the Government's request for that submission.

(e) Pages submitted in excess of the limitations specified in this provision will not be evaluated by the Government and will be returned to the offeror.

NFS 1852.223-73 SAFETY AND HEALTH PLAN (NOV 2004)

The offeror shall submit a detailed safety and occupational health plan as part of its proposal. Failure to submit an acceptable plan shall make the offeror ineligible for the award of a contract. The plan shall describe in detail the policies, procedures, and techniques that will be used to ensure the safety and occupational health of contractor employees and to ensure safe working conditions throughout the performance of the contract.

The plan shall describe in detail the policies, procedures, and techniques that will be used to ensure the safety and occupational health of the public, astronauts and pilots, the NASA workforce (including contractor employees working on NASA contracts). The plan shall also address the protection of the environment, high-valued equipment, and property.

As a minimum, the Safety and Health Plan shall include the following:

a. Safety Past Performance Information

1. Contractor's Corporate Safety Program objectives to include safety policy statement.
2. A copy of the Contractor's Log of Occupational Injuries and Illnesses (OSHA 300) and Annual Summary of Occupational Injuries and Illnesses (OSHA 300A) or equivalent for the previous three (3) years as described in Title 29, Code of Federal Regulations, Subpart 1904.5. If the contractor is exempt by regulation from maintaining and publishing such logs, equivalent data in contractor's format is acceptable (such as loss runs from insurance carrier) which contains the data required. Data shall be compiled and reported by calendar year.
3. Documented evidence of Experience Modification Rate (EMR) for the previous three (3) years.
4. Days Away, Restricted or Transferred Rate (DART) (NAICS Code 238220 – Plumbing, Heating, and Air-Conditioning) for the previous three (3) years. The data shall include incidence rates of days away from work, job transfer, or restriction cases, occupational injuries and illnesses, by quartile distribution and employment size group, private industry as most recently published by the Bureau of Labor Statistics.
5. Total Case Incident Rate (TCIR) (NAICS Code 238220 – Plumbing, Heating, and Air-Conditioning) for the previous three (3) years. The data shall include incidence rates of total recordable cases of occupational injuries and illnesses, by quartile distribution and employment size group, private industry as most recently published by the

Bureau of Labor Statistics.

b. Safety and Health Plan

1. A discussion on how the Contractor intends to comply with 29 CFR 1926 Safety & Health Regulations for Construction, NPR 8715.3 (NASA Safety Manual & Appendices), KNPR 8715.3 (KSC Safety Practices Procedural Requirements), 8715.7 (KSC Construction Contractor Safety & Health Practices Procedural Requirements Rev A – provided as Attachment J.D to this solicitation) with regard to all safety issues that will be encountered on this project. The following listed document is provided as Attachment J.E to this solicitation to assist the contractor in meeting the Safety and Health plan requirements: KSC Construction Contractors Safety and Health Practices Users Guide. [(KSC-UG-2814, Rev: A-1) (August, 2010)] (See Attachment J.E)
2. Hazard Analysis: The contractor shall describe the process to be used to analyze worksite hazards or Job Hazard Analysis (JHA) prior to the start of work to ensure that all hazards are abated. These analyses may address facilities, systems/subsystems, operations, processes, materials (including waste), and specific tasks or jobs.
3. Emergency Procedures: Procedures for emergency actions to be taken to secure dangerous conditions, to protect personnel, and secure work areas in the event of accident or an act of nature.
4. The Plan shall describe the contractor's training program including identification of responsibility for training employees to assure understanding of safe work practices, hazard recognition, and appropriate responses including protective and/or emergency countermeasures. The Plan shall include a discussion on how the contractor will validate that training requirements have been conducted and satisfied (i.e., physical examination, testing, on-the-job performance, etc). The Plan shall state all training materials and training records will be provided for NASA review on request.
5. The plan shall similarly address subcontractor employee safety and occupational health for those subcontractors who will be performing work under the contract when one or more of the following conditions apply: (Note: Contractors may not delegate overall site safety responsibility or authority for any personnel working under the provisions of this section to any subcontractor.)
 - (i) The work will be conducted completely or partly on premises owned or controlled by the government.
 - (ii) The work includes construction, alteration, or repair of facilities in excess of the simplified acquisition threshold.
 - (iii) The work, regardless of place of performance, involves hazards that could endanger the public, astronauts and pilots, the NASA workforce (including Contractor employees working on NASA contracts), or high value equipment or property, and the hazards are not adequately addressed by Occupational Safety and Health Administration (OSHA) or Department of Transportation (DOT) regulations (if applicable).

- (iv) When the assessed risk and consequences of a failure to properly manage and control the hazards warrants use of the clause.

This plan, as approved by the Contracting Officer, will be incorporated into the contract.

NFS 1852.233-70 PROTESTS TO NASA. (OCT 2002)

Potential bidders or offerors may submit a protest under 48 CFR Part 33 (FAR Part 33) directly to the Contracting Officer. As an alternative to the Contracting Officer's consideration of a protest, a potential bidder or offeror may submit the protest to the Assistant Administrator for Procurement, who will serve as or designate the official responsible for conducting an independent review. Protests requesting an independent review shall be addressed to Assistant Administrator for Procurement, NASA Code H, Washington, DC 20546-0001.

(End of provision)

NFS 1852.236-74 MAGNITUDE OF REQUIREMENT. (DEC 1988)

The Government estimated price range of this project is between \$1,000,000 and \$5,000,000.

**L.4 KSC 52.214-90 DELIVERY INSTRUCTIONS FOR BIDS/PROPOSALS
(AUG 2005)**

a. Delivery Address:

All offers (bids or proposals) shall be delivered to the Central Industry Assistance Office (CIAO), 7110 N. Courtenay Parkway, Merritt Island, FL, 32953 on or before the date and time set for receipt of proposals.

Submittals received after the specified closing date will be considered late and will not be evaluated. Access to KSC is not required.

Offerors are responsible for assuring hand carried proposals are either received by NASA Government employees at the CIAO or dropped in the CIAO mail box located outside the building. The outer wrapping of the proposal package shall be clearly marked:

Attn: GARY M. FELKER
NASA CONTRACTING OFFICER, OP-CS
REQUEST FOR PROPOSAL
SOLICITATION NNK11384684R
PAYLOAD HAZARDOUS SERVICING FACILITY MECHANICAL UPGRADES

b. Hand-Delivered Offers:

Offerors are responsible for assuring that hand-carried bids are either received by NASA Government employees at the CIAO or dropped in the CIAO mail box located outside of the building.

c. Late Delivery of Offers/Bids:

Late offers/bids will be processed in accordance with FAR 52.215-1, "Instructions to Offerors - Competitive Acquisition," included in this solicitation.

d. Additional Information:

Proposals will not be publicly opened. Per FAR 3.104-4, proposal information shall not be disclosed to any person other than those authorized, in accordance with applicable agency regulations and procedures, by the agency head or the Contracting Officer.

L. 5 COMMUNICATIONS REGARDING THIS SOLICITATION

- (a) Questions or comments regarding this solicitation must be submitted via email, cite the solicitation number, and be directed to the following Government representative:

Name:	Gary M. Felker
Email:	gary.m.felker@nasa.gov
Address:	NASA John F. Kennedy Space Center, Mail Stop: OP-CS Kennedy Space Center, Florida 32899

- (b) Questions should be submitted on the attached Question/Comment Form, in MS Word or equivalent (no PDF or read only) format or in the body of the e-mail message (in the same format as listed on the Question/Comment Form, Appendix 2 to Section L of this solicitation). Send to the Contracting Officer listed by **August 30, 2011** to allow for analysis and dissemination of responses in advance of the proposal due date. Questions received after this date will be considered but may not be answered. Oral questions will not be accepted.

- (c) Questions or comments shall not be directed to the technical activity personnel.

L.6 GENERAL PROPOSAL PREPARATION INSTRUCTIONS

The solicitation, drawings package and specifications are available only through the Federal Business Opportunities website, (FEDBIZOPPS) (<http://www.fbo.gov>). No hard copies, CD's or other media will be provided by the Government. It is the responsibility of the potential offerors to download the documents listed in this solicitation.

- (a) The Government intends to make award without holding discussions with offerors. By submitting an offer in response to this solicitation, offerors are agreeing to comply with all terms and conditions contained in the solicitation. Offerors are cautioned to carefully follow the instructions set forth herein.
- (b) This solicitation DOES NOT invite offerors to submit alternate proposals. The Contracting Officer may reject any offer containing exceptions. Therefore, offerors are encouraged to include their best terms and conditions in the initial offer. If, despite the warning given in this paragraph, the offeror elects to include exceptions, they must be specifically and clearly identified on a separate page. In this solicitation, the words "offer" and "proposal" are used interchangeably. (See definition of "offer" at FAR 2.101.)
- (c) A PROPERLY SUBMITTED OFFER SHALL CONSIST OF THE FOLLOWING:

- (1) Three copies of the SF 1442, Solicitation Offer and Award, with Blocks 14 through 20c completed and signed by an authorized representative of the offeror. The person signing the offer must initial each erasure or change appending the offer.
- (2) Three copies of page 1 of all amendments issued, signed by an authorized representative of the offeror. (This requirement only applies if amendment receipts are not acknowledged on the signed SF 1442 submitted).
- (3) Completion of Section K representations and certifications on-line at the Online Representations and Certifications Application (ORCA) website as required by FAR Provision 52.204-8, Annual Representations and Certifications, incorporated in full text in Section K of this solicitation.
- (4) Two (2) copies of offeror's Technical Experience Summary in accordance with Article L.7.
- (5) Copies of Past Performance Data From Prior Customers in accordance with Article L.7.
- (6) Copies of Page 1 of the Past Performance Questionnaires that the offeror provided to each past performance point of contact in accordance with Article L.7. (The past performance questionnaire is provided as Appendix 1 to Section L. of this solicitation)
- (7) Two (2) copies of offeror's Safety and Health Plan in accordance with NASA FAR Supplement 1852.223-73.
- (8) One (1) properly executed bid bond in accordance with NFS 1852.228-73. A copy of Standard Form 24, Bid Bond, May be downloaded at:

<http://www.gsa.gov/Portal/gsa/ep/formslibrary.do?formType=SF>

The terms and conditions of the solicitation, including any amendments, shall take precedent over the offeror's proposal unless incorporated into the contract by specific reference.

Incomplete proposals may be a basis for determination of unacceptability of the proposal and removal of the proposal from consideration. The submittals will be evaluated for completeness and compliance with requirements of the Request for Proposal.

L. 7 NON-COST FACTORS

The government will evaluate the non-cost factors of Technical Experience, Past Performance, and Safety and Occupational Health Plan. Each offeror shall provide the following Non-Cost Factors documentation as part of its proposal:

a. TECHNICAL EXPERIENCE

1. Offerors shall provide a Technical Experience Summary identifying three (3) contracts successfully completed within five (5) years of the date of issuance of this solicitation (May 12, 2011)(including Federal, State, and local government and

private) similar in size, content, and complexity to the instant Government acquisition.

2. If applicable, offerors shall submit past performance information regarding predecessor companies or subcontractors that will perform major or critical aspects of the requirement when such information is relevant to the instant acquisition. If the offeror proposes using a major subcontractor, the Technical Experience Summary shall also identify three (3) completed contracts performed by the major subcontractor within the past five (5) years that the offeror considers similar in size, content, and complexity to the work to be performed by the major subcontractor. The term "Major Subcontractor" is defined as any subcontractor whose effort on this acquisition is projected to be more than 35% of the contract value.
3. The Technical Experience Summary is specifically limited to no more than three (3) completed contracts for the offeror and no more than three (3) completed contracts for each of its major subcontractors and predecessor companies, if any.
4. Offerors with no recent and/or relevant past performance information to submit on projects it has itself performed (as an entity), shall submit past performance data on completed contracts that proposed contractor key personnel have participated in, if key personnel have participated in such projects. Information on these projects is limited to three (3) completed contracts and shall be provided as described below. The Technical Experience Summary shall identify the names of the individuals and their roles in the specific projects.
5. The Technical Experience Summary shall be limited to two pages of information for each completed contract and include the following information for each referenced contract or project:

Name of project and contract/order number

North American Industry Classification System (NAICS) code project was performed under

Type of contract/order (fixed-price or cost reimbursable)

Dates of the contract performance period as initially awarded

Dates of the actual completed performance period

Place of contract performance

Name and address of customer or Government Agency

Name, telephone number and e-mail address of Contracting Officer or equivalent customer contact

Dollar value of contract/order as initially awarded; break out major subcontract values

Dollar value of contract/order at completion

A brief discussion on why the selected contract demonstrates technical experience needed to meet the technical performance requirements of this project.

Discussions on problems encountered (if applicable) during contract performance to include, but not limited to, challenges to successfully completing the project on schedule; contract changes resulting in large value or schedule increases; safety violations/discrepancies; Department of Labor violations/discrepancies; non-payment of employees, subcontractors, and/or suppliers; and terminations. Offerors shall also discuss the offeror's corrective actions taken by the offeror relative to the identified problems.

A discussion on contract requirements concerning subcontracting plan goals for small disadvantaged business concerns, monetary targets for small disadvantaged business participation and notifications submitted under FAR 19.1202-4(b). (Applicable only to offerors who are large businesses)

b. PAST PERFORMANCE

1. Offerors shall provide the Past Performance Questionnaire (Appendix 1 to Section L of this solicitation) to each past performance Contracting Officer or customer contact equivalent identified in its Technical Experience Summary. Offerors shall request these customers to submit the completed questionnaires via e-mail to the address below prior to **September 15, 2011**. Past Performance Questionnaires will not be accepted directly from offerors. Questionnaires shall be returned directly from the offeror's past performance source to the Contract Specialist listed below:

Name: Gary M Felker
Email: gary.m.felker@NASA.gov
Address: NASA John F. Kennedy Space Center,
Mail Stop: OP-CS
Kennedy Space Center, Florida 32899

2. Offerors shall submit, with their proposals, copies of the first page of each past performance questionnaire that the offeror sends to each customer contact identified in its Technical Experience Summary. NOTE: The offeror is required to complete the "THIS SECTION TO BE COMPLETED BY THE OFFEROR" area prior to sending the questionnaire to its customer.

3. Offerors may provide statements, letters, reports or evaluations from prior customers indicating the level and quality of past performance on the contracts/projects listed in the Technical Experience Summary. This supplemental information shall not exceed three (3) pages of information for each contract/project reference in your Technical Experience Summary. This is an optional requirement.

c. SAFETY AND OCCUPATIONAL HEALTH PLAN

Offerors shall submit two copies of their Safety and Occupational Health Plan with their proposal. The Plan shall consist of two parts: Safety Past Performance Information and Safety and Health Plan. NFS 1852.223-73, Safety and Health Plan (NOV 2004),

incorporated in full text in Section L.3 of this solicitation details what shall be included in the Safety and Occupational Health Plan.

L. 8 CONTRACTOR RESPONSIBILITY

The assessment of past performance information is separate from the FAR Subpart 9.1 responsibility determination the contracting officer will make prior to award of a contract under this solicitation.

L. 9 APPENDICES TO SECTION L

This Section L is supplemented with the following appendices:

APPENDIX 1 – Past Performance Questionnaire

APPENDIX 2 – Question & Comment Form

APPENDIX 1

PAST PERFORMANCE QUESTIONNAIRE SOLICITATION NNK11384684R Payload Hazardous Servicing Facility at the John F. Kennedy Space Center, Florida

NASA Kennedy Space Center's solicitation requires offerors to provide this Past Performance Questionnaire to customers to complete and return to NASA. Past performance raters are requested to submit the completed questionnaires to the contracting officer identified below via e-mail, to arrive not later than the proposal submission date.

Completed questionnaires should be sent to:

Name:	Gary M Felker
Email:	gary.m.felker@NASA.gov
Address:	NASA John F. Kennedy Space Center Mail Stop: OP-CS Kennedy Space Center, Florida 32899

Raters are requested to complete the questionnaire forms as written since altered or substituted questionnaires may not adequately address the information NASA will be evaluating.

SECTION I. THIS SECTION TO BE COMPLETED BY THE OFFEROR

Name of Contractor Being Evaluated: _____

Name of Project and Contract/Order Number: _____

Period of Contract Performance (dates): _____

Place of Contract Performance: _____

Contract Value at Award: _____

Contract Value at Completion or Current Contract Amount: _____

Contract Status (Prime or Subcontract?): _____

Point of Contact: (Rater) Name/Address/Office Phone Number/E-Mail Address:

_____	_____
_____	_____
_____	_____
_____	_____

THIS SECTION TO BE COMPLETED BY THE RATER

(THIS QUESTIONNAIRE, WHEN COMPLETED, SHALL NOT BE DISCLOSED TO ANYONE
OUTSIDE THE GOVERNMENT)

Name of Contractor Being Evaluated: _____

Name of Project and Contract/Order Number: _____

Period of Contract Performance (dates): _____

Place of Contract Performance: _____

Contract Value at Award: _____

Contract Value at Completion or Current Contract Amount: _____

Contractor's Status (Prime or Subcontractor?): _____

Percentage and Dollar Value of Work Performed by the Contractor:

Dates of Rater's Involvement in Program/Contract: _____

Brief Description of Work Performed:

Point of Contact: (Rater) Name/Address/Office Phone Number/E-Mail Address:

PLEASE RATE THE FOLLOWING:

On a scale of 1 to 5, with 1 being unsatisfactory and 5 being exceptional, please rate the contractor on the past performance areas included in this questionnaire. A rating of N/A should be used if the question is not applicable or the answer is unknown. Space is provided for any additional comments raters may want to provide. The definitions associated with the 1 to 5 ratings are provided below:

1. **UNSATISFACTORY:** Performance does (did) not meet most contractual requirements and recovery is not likely (did not occur). The contractual performance contains (contained) serious problem(s) for which the contractor's corrective actions appear ineffective (were ineffective).
2. **MARGINAL:** Performance does (did) not meet some contractual requirements. The contractual performance reflects (reflected) serious problem(s) for which the contractor has not yet identified acceptable corrective actions (did not provide acceptable corrective actions).
3. **SATISFACTORY:** Performance meets (met) contractual requirements. The contractual performance reflects (reflected) some minor problems. Corrective actions being taken by the contractor appear to be effective (Corrective actions taken were effective).
4. **VERY GOOD:** Performance meets (met) contractual requirements and exceeds (exceeded) some of the Government's expectations. The contractual performance reflects (reflected) some minor problems and corrective actions being taken by the contractor appear to be effective (Corrective actions taken were effective).
5. **EXCEPTIONAL:** Performance meets (met) contractual requirements and exceeds (exceeded) many of the Government's expectations. The contractual performance reflects (reflected) few minor problems and corrective actions taken by the contractor appear to be highly effective (corrective actions taken were effective).

N/A: Not applicable or rater has not observed performance in this area.

CONTRACT ADMINISTRATION

1. The contractor's ability to provide prompt payment of employees, subcontractors, and suppliers for services and supplies performed/delivered under the contract.

1	2	3	4	5	NA
---	---	---	---	---	----

2. The contractor's compliance with Davis-Bacon Act and other labor requirements and resolution of reported violations/discrepancies.

1	2	3	4	5	NA
---	---	---	---	---	----

3. The contractor's compliance with contract subcontracting plan goals for small disadvantaged business concerns (see FAR 19.7), monetary targets for SDB participation (see FAR 19.1202), and notifications submitted under FAR 19.1202-4(b). (Applicable only to offerors who are large businesses).

1	2	3	4	5	NA
---	---	---	---	---	----

4. Has the contractor's performance required the issuance of any cure notices, show cause letters, or terminations for cause/default? (Please circle Yes or No)

Yes	No				
-----	----	--	--	--	--

5. Would you select this contractor again? (Please circle Yes or No)

Yes	No				
-----	----	--	--	--	--

Contract Administration Comments:

SAFETY PERFORMANCE

6. Contractor maintained an effective safety and health program with visible management control and involvement.

1	2	3	4	5	NA
---	---	---	---	---	----

7. Contractor maintained a safety program ensuring subcontractors' safety performances was consistent with the prime contractor's safety program.

1	2	3	4	5	NA
---	---	---	---	---	----

8. Contractor demonstrated the ability to analyze worksite hazards prior to the start of work to ensure that all hazards were abated.

1	2	3	4	5	NA
---	---	---	---	---	----

9. Contractor demonstrated the ability to understand and comply with safety requirements.

1	2	3	4	5	NA
---	---	---	---	---	----

10. Contractor maintained a safety program that ensured the customer's critical resources were adequately protected with emergency procedures for securing dangerous conditions and protecting personnel during contract performance.

1	2	3	4	5	NA
---	---	---	---	---	----

11. Contractor demonstrated the ability to resolve safety discrepancies in a timely and effective manner and the ability to report, investigate, and take corrective actions on safety accidents/incidents in a timely and effective manner

1	2	3	4	5	NA
---	---	---	---	---	----

Safety Comments:

PERFORMANCE

12. The effectiveness of the Contractor's overall project management ability (including but not limited to project managers, quality control managers, safety managers, and superintendents); labor (skilled and unskilled workers); equipment; supplies; tools; and financial resources to successfully perform, provide contract deliverables and complete work in a safe and timely manner.

1	2	3	4	5	NA
---	---	---	---	---	----

Comments:

13. The Contractor's ability to provide immediate and effective contractor management attention at the job site and partner with the owner to resolve technical problems and schedule problems.

1	2	3	4	5	NA
---	---	---	---	---	----

Comments:

14. The Contractor's ability to provide quality engineering shop drawings and accurate and complete as-built documentation.

1	2	3	4	5	NA
---	---	---	---	---	----

Comments:

15. The Contractor's ability to create ISO class 8 (100k) clean room or more stringent cleanliness plans and ability to effectively execute these plans on air handling units and associated equipment (ducts, devices, etc.) during delivery, installation, and start-up activities.

1	2	3	4	5	NA
---	---	---	---	---	----

Comments:

END

APPENDIX 2

QUESTION/COMMENT FORM SOLICITATION NNK11384684R Payload Hazardous Servicing Facility at the John F. Kennedy Space Center, Florida

Questions or comments regarding this solicitation must be submitted via email to the Contracting Officer identified below.

Name: Gary M Felker
Email: gary.m.felker@NASA.gov
Address: NASA John F. Kennedy Space Center,
Mail Stop: OP-CS
Kennedy Space Center, Florida 32899

Questions shall be submitted in MS Word or equivalent (no PDF or read only formats) or in the body of the e-mail message. Late questions or comments will be considered by the Government but may not be answered. Offerors are cautioned that technical activity personnel are not authorized to answer solicitation questions or comments and that any responses from them may not accurately represent the Government's official position. The responses will be issued by amendment. NASA will not accept the QUESTION/COMMENT FORM received after the time & date listed in Article L.5.

PLEASE CITE THE REFERENCE NUMBER SUCH AS PAGE NUMBER OF THE RFP, SPEC, DWGS, ETC, IF APPLICABLE.

1. REFERENCE:

QUESTION:

2. REFERENCE:

QUESTION:

Submitted by (name):

Company:

E-mail Address:

SECTION M - EVALUATION FACTORS FOR AWARD

M.1 BASIS FOR CONTRACT AWARD

a. EVALUATION FACTORS AND SELECTION OF THE SUCCESSFUL OFFEROR

The Contracting Officer will utilize a Lowest Price Technically Acceptable (LPTA) source selection process to make an award decision. Only one award will be made as a result of this solicitation. Award will be made to the offeror who is deemed responsible in accordance with the Federal Acquisition Regulation (FAR); and whose proposal, judged by an overall assessment of the evaluation criteria and other considerations specified in this solicitation, meets the technically acceptable standard for the non-cost factors and provides the lowest evaluated price.

In accordance with the Instructions to Offerors – Competitive Acquisition provision of this solicitation (FAR 52.215-1), the Government intends to evaluate proposals and award a contract without discussions with offerors (except clarifications as described in FAR 15.306(a).) Therefore, the offeror's initial proposal should contain the offeror's best terms. The Government reserves the right to conduct discussions if the Contracting Officer later determines them to be necessary.

b. EVALUATION OF NON-COST FACTORS

Offerors will be evaluated on the non-cost factors of Technical Experience, Past Performance, and Safety and Occupational Health Plan.

(1) FACTOR 1 – TECHNICAL EXPERIENCE

Offerors must provide evidence that they have the technical experience needed to meet the technical performance requirements of this project. The Government will assess the technical experience of the offeror on projects identified in the offeror's Technical Experience Summary. Offerors must meet all of the following standards to receive an "Acceptable" rating on this factor:

All three projects listed in the Technical Experience Summary must have been performed by the offeror as a prime contractor or major subcontractor, under NAICS code 238220, Plumbing, Heating, and Air-Conditioning Contractors, and involved installation and/or replacement of large air handling units (>6,000 cubic feet per minute [CFM]). (A major subcontractor is defined as a subcontractor whose air handler work effort was more than 35% of the contract value of the project listed in the Technical Experience Summary.)

All three projects listed in the Technical Experience Summary must have been successfully completed within five years of the date of issuance of this solicitation (May 12, 2011).

All three projects listed in the Technical Experience Summary must have been individually valued at or over \$750K.

All three projects listed in the Technical Experience Summary must have involved preparing detailed and accurate computer generated shop drawings and as-built documentation.

All three projects listed in the Technical Experience Summary must have involved selective demolition of large mechanical equipment, control system instrumentation, and structural members.

All three projects listed in the Technical Experience Summary must have involved working with air handling unit system controls and proper calibration, testing, balancing, and commissioning of HVAC systems and their controls.

At least one of the three projects listed in the Technical Experience Summary Experience must have involved preparing and executing ISO class 8 or more stringent cleanliness plans for air handling unit installations of any size and related equipment/devices directly supporting clean rooms.

Failure to meet all of the requirements under this factor will result in an "UNACCEPTABLE" rating and elimination from further consideration for contract award.

(2) FACTOR 2 – PAST PERFORMANCE

Past performance information is one indicator of an offeror's ability to perform the contract successfully. The Government will assess the past performance of the offeror on the three projects identified in the offeror's Technical Experience Summary. (This assessment of past performance information is separate from the contractor responsibility determination required under FAR Subpart 9.1.)

The information provided in the Technical Experience Summary and the completed past performance questionnaires submitted by the offerors' Contracting Officers or customer contact equivalents identified in the Technical Experience Summary will be evaluated. The Government shall consider this information, as well as information obtained from other sources (to include interviews with previous customers), when evaluating each offeror's past performance. The currency and relevance of the information, source of the information, context of the data, and general trends in the offerors' past performance shall be considered. The evaluation shall take into account past performance information regarding predecessor companies, key personnel who have relevant experience, and/or subcontractors who will perform major or critical aspects of the requirement when such information is relevant to this acquisition. The Government will not disclose the names of persons/companies who provide performance information. If, during the course of the evaluation, the Government obtains adverse information to which the offeror has not previously had an opportunity to respond, the Government will afford the offeror an opportunity to clarify the adverse information.

(a) Past Performance Evaluation Areas. The government will evaluate the offeror's past performance in:

- (i) Providing prompt payment of employees, subcontractors, and suppliers for services and supplies performed/delivered under the contract.
- (ii) Complying with Davis-Bacon Act and other labor requirements and resolution of reported labor violations/discrepancies.
- (iii) Complying with contract subcontracting plan goals for small disadvantaged business concerns (see FAR 19.7), monetary targets for SDB participation(see FAR 19.1202), and notifications submitted under FAR 19.1202-4(b) (**Applicable only to offerors who are large businesses**).
- (iv) Providing immediate and effective contractor management attention at the job site for resolution of contract problems.
- (v) Providing quality engineering shop drawings and accurate and complete as-built documentation.
- (vi) Creating ISO class 8 (100k) or more stringent cleanliness plans and ability to effectively execute these plans on air handling units and associated equipment (ducts, devices, etc.) during delivery, installation, and start-up activities.
- (vii) Providing project deliverables within ten percent (10%) of original contract cost and schedule unless customer required changes that caused a cost or schedule deviation greater than 10% is described in the project narrative in the Technical Experience Summary.
- (viii) Maintaining an acceptable Safety Program:
 - i. Maintaining acceptable Days Away Restricted or Transferred (DART), Total Case Incident Rate (TCIR), OSHA 300 Log and Experience Modification Rating (EMR) rates for the previous three years
 - ii. Maintaining a safety and health program with visible management control and involvement
 - iii. Maintaining a safety program ensuring subcontractors' safety performances was consistent with the prime contractor's safety program
 - iv. Ability to analyze worksite hazards prior to the start of work to ensure that all hazards were abated
 - v. Maintaining a safety program with emergency procedures for securing dangerous conditions and protecting personnel during contract performance
 - vi. Ability to understand and comply with safety requirements

- vii. Maintaining a safety program that ensured the customer's critical resources were adequately protected
- viii. Ability to resolve safety discrepancies in a timely and effective manner
- ix. Ability to report, investigate, and take corrective actions on safety accidents/incidents in a timely and effective manner

(b) Past Performance Confidence Ratings:

The Offeror's relevant experience and past performance will be reviewed and an assessment made that reflects the Government's judgment of the probability of each offeror successfully accomplishing the proposed effort based on that offeror's demonstrated performance. Past performance shall be evaluated for each offeror using the following levels of confidence ratings:

Very High Level of Confidence

The Offeror's relevant past performance is of exceptional merit and is very highly pertinent to this acquisition; indicating exemplary performance in a timely, efficient, and economical manner; very minor (if any) problems with no adverse effect on overall performance. Based on the Offeror's performance record, there is a very high level of confidence that the Offeror will successfully perform the required effort.

High Level of Confidence

The Offeror's relevant past performance is highly pertinent to this acquisition; demonstrating very effective performance that would be fully responsive to contract requirements with contract requirements accomplished in a timely, efficient, and economical manner for the most part with only minor problems with little identifiable effect on overall performance. Based on the Offeror's performance record, there is a high level of confidence that the Offeror will successfully perform the required effort.

Moderate Level of Confidence

The Offeror's relevant past performance is pertinent to this acquisition, and it demonstrates effective performance; fully responsive to contract requirements; reportable problems, but with little identifiable effect on overall performance. Based on the Offeror's performance record, there is a moderate level of confidence that the Offeror will successfully perform the required effort.

Low Level of Confidence

The Offeror's relevant past performance is at least somewhat pertinent to this acquisition, and it meets or slightly exceeds minimum acceptable standards; adequate results; reportable problems with identifiable, but not substantial, effects on overall performance. Based on the Offeror's performance record,

there is a low level of confidence that the Offeror will successfully perform the required effort. Changes to the Offeror's existing processes may be necessary in order to achieve contract requirements.

Very Low Level of Confidence

The Offeror's relevant past performance does not meet minimum acceptable standards in one or more areas; remedial action required in one or more areas; problems in one or more areas which, adversely affect overall performance. Based on the Offeror's performance record, there is a very low level of confidence that the Offeror will successfully perform the required effort.

Neutral

In the case of an Offeror without a record of relevant past performance or for whom information on past performance is not available, the Offeror may not be evaluated favorably or unfavorably on past performance [see FAR 15.305(a) (2) (ii) and (iv)].

To receive an "Acceptable" rating for past performance, the offeror must receive an overall Past Performance Confidence Rating of Very High, High, or Moderate.

(3) FACTOR 3 – SAFETY AND OCCUPATIONAL HEALTH PLAN

The offeror's Safety and Occupational Health Plan will be reviewed to determine:

- (a) The offeror's understanding of and ability to comply with 29 CFR 1926 Safety & Health Regulations for Construction, NPR 8715.3 (NASA Safety Manual & Appendices), KNPR 8715.3 (KSC Safety Practices Procedural Requirements), 8715.7 (KSC Construction Contractor Safety & Health Practices Procedural Requirements)
- (b) The offeror's ability to ensure the safety and occupational health of the project contractor employees (to include subcontractors) and to ensure safe working conditions throughout the performance of the contract.
- (c) The offeror's ability to ensure the safety and occupational health of the public, astronauts and pilots, the NASA workforce (including Contractor employees working on NASA contracts) and the protection of the environment, high-valued equipment, and property.

To receive an "Acceptable" rating, the Safety and Occupational Health Plan must represent a reasonable initial effort to address the essential requirements of NFS 1852.223-73, Safety and Health Plan, demonstrates the offeror understands NASA's safety requirements, and contains no major deficiencies or omissions which, if corrected, would not require a major rewrite of the Plan.

Failure to meet all of the requirements under this factor will result in an "UNACCEPTABLE" rating and elimination from further consideration for contract

award.

c. EVALUATION OF PRICE PROPOSALS

- (1) FAR 52.217-3, "Evaluation Exclusive of Options (APR 1984)", applies to this solicitation. The Government will evaluate offers for award purposes by including only the price for the basic requirement; i.e., options will not be included in the evaluation for award purposes.
- (2) The proposed prices will be evaluated by comparison against the Government estimate and prices submitted by other offerors. Prices that are determined to be more than 25% above or below the Independent Government Estimate and more than 25% above or below the average of all the price proposals received in response to the solicitation will be considered to be unreasonably high or unrealistically low and will not be considered for award.

d. EVALUATION PROCESS

The following describes the general methodology that will be used for proposal evaluation:

- (1) General Review:

Offerors will be checked against the List of Parties Excluded From Federal Procurement and Non-procurement Programs. Offerors who appear on the List will be eliminated without further consideration. Proposals will also be checked for minor informalities or irregularities. The Contracting Officer will follow guidance at FAR 15.306 for resolving minor informalities or irregularities.

- (2) The Contracting Officer will conduct a price analysis on each offeror's submitted price.
- (3) The technical (non-price) volume of the offeror with the lowest evaluated reasonable price will be given to the technical evaluators for review. If the technical proposal is determined to be technically "Acceptable", that offeror's proposal shall automatically be deemed to represent the best value for this acquisition, and award shall be made to that offeror, subject to a positive responsibility determination in accordance with FAR Part 9.
- (4) If the technical proposal is determined to be technically "Unacceptable" the technical (non-price) volume of the offeror with the next lowest evaluated reasonable price will be given to the technical evaluators for review. If the technical proposal of the offeror with the next lowest evaluated reasonable price is determined to be technically "Acceptable" this offeror's proposal shall automatically be deemed to represent the best value for this acquisition and award shall be made to that offeror subject to a positive responsibility determination in accordance with FAR Part 9.

- (5) If the technical proposal is determined to be technically “Unacceptable” the process described will be conducted again, as many times as necessary, until such time as the Government identifies a technically “Acceptable” proposal.

M.2 SOURCE SELECTION DECISION

Selection for contract award will be made based on a Lowest Price Technically Acceptable (LPTA) source selection process. The proposal that provides either the lowest price within 25% above or below the Independent Government Estimate or within 25% above or below the average of all of the offers received and is otherwise technically acceptable in all non-cost factors will be selected for award. The selection will be made subject to an affirmative determination of contractor responsibility in accordance with FAR Subpart 9.1.

SECTION J - LIST OF DOCUMENTS, EXHIBITS, AND OTHER ATTACHMENTS

J.C

Department of Labor Wage Determination

General Decision Number: FL100017 07/22/2011 FL17

Superseded General Decision Number: FL20080017

State: Florida

Construction Types: Building, Heavy and Highway

County: Brevard County in Florida.

****CAPE CANAVERAL AIR STATION, PATRICK AIR FORCE BASE KENNEDY
SPACE CENTER AND MALABAR RADAR SITE IN BREVARD COUNTY BUILDING**

CONSTRUCTION PROJECTS (does not include residential
construction consisting of single family homes and apartments up
to and including 4 stories)

HEAVY AND HIGHWAY CONSTRUCTION PROJECTS

Modification Number	Publication Date
0	3/12/2010
1	04/23/2010
2	09/03/2010
3	09/10/2010
4	10/29/2010
5	11/12/2010
6	12/17/2010
7	12/31/2010
8	01/21/2011
9	04/01/2011
10	07/22/2011

ASBE0067-001 01/01/2011

Rates	Fringes
-------	---------

Asbestos Workers/Insulator
(Includes the application of
all insulating materials,
protective coverings,
coatings and finishings to
all types of mechanical
systems).....\$ 24.62 10.49

ASBE0067-002 07/01/2009

Rates	Fringes
-------	---------

HAZARDOUS MATERIAL HANDLER
(Includes preparation,
wetting, stripping, removal,
scrapping,

vacuuming, bagging, and
disposing of all insulation
materials from mechanical
systems, whether they
contain asbestos or not).....\$ 24.87 10.10

BOIL0199-001 01/01/2009

	Rates	Fringes
BOILERMAKER.....	\$ 27.63	13.96
All other work.....	\$ 25.13	13.96

BRFL0001-001 05/01/2010

	Rates	Fringes
BRICKLAYER (BRICKLAYERS, BLOCKLAYERS, PLASTERERS, TERRAZZO WORKERS, TILE SETTERS AND CEMENT MASONS)		
COMMERCIAL.....	\$ 18.50	6.00
INDUSTRIAL.....	\$ 23.15	7.85

INDUSTRIAL work includes: Bulk plants, power houses,
chemical plants, missile sites including all work at Cape
Canaveral Air Force Station and Kennedy Space Flight Center.

CARP1000-001 07/01/2008

	Rates	Fringes
MILLWRIGHT.....	\$ 26.93	10.49

* CARP1765-001 05/01/2008

	Rates	Fringes
Carpenters:		
*INDUSTRIAL:		
CARPENTERS.....	\$ 23.96	7.21
PILEDRIVERMEN.....	\$ 21.75	8.65
COMMERCIAL:		
CARPENTERS.....	\$ 22.46	7.21
PILEDRIVERMEN.....	\$ 21.75	8.65

ELEC0222-001 09/01/2009

	Rates	Fringes
Line Construction:		
CABLE SPLICER.....	\$ 33.86	4.75+23%
GROUNDMAN.....	\$ 18.38	4.75+23%
LINEMAN; HEAVY EQUIPMENT		
OPERATOR.....	\$ 32.25	4.75+23%

ELEC0756-001 09/01/2010

	Rates	Fringes
Electricians:		
CABLE SPLICER.....	\$ 27.75	6.45+4.4%
WIREMAN.....	\$ 27.75	6.45+4.4%

* ELEV0139-001 01/01/2011

	Rates	Fringes
ELEVATOR MECHANIC.....	\$ 36.33	21.785

FOOTNOTE:

A. Employer contributions 8% of regular hourly rate to vacation pay credit for employee who has worked in business more than 5 years; Employer contributions 6% of regular hourly rate to vacation pay credit for employee who has worked in business less than 5 years.
Paid Holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; The Day After Thanksgiving and Christmas Day.

ENGI0673-001 05/01/2010

	Rates	Fringes
POWER EQUIPMENT OPERATORS:		
GROUP 1.....	\$ 23.25	8.80
GROUP 2.....	\$ 22.45	8.80
GROUP 3.....	\$ 20.91	8.80
GROUP 4.....	\$ 19.27	8.80

POWER EQUIPMENT OPERATORS
CLASSIFICATIONS

GROUP 1: Tower Crane, Locomotive Crane,
Crawler Crane, Truck Crane, Hydro Crane, Piledriver
(including auger and boring machine)

GROUP 2: Mechanic/Welder and operators of: Gantry Crane,
Bridge Crane, Clam Shell, Dragline, Backhoe, Gradeall,
Grader, Sideboom Cat, Multi-Drum Hoist, Highlift (10' or
higher), Locomotive Engineer, Tugboat Captain (150 hp or
more), Concrete Pump with boom

GROUP 3: Bulldozers, Forklifts, Straddle Buggy, Single Drum
Hoist, Winch Truck, Trenching Machine, Concrete Paver,
Scraper, Loader, Asphalt Paving Machine, Lubricating
Engineer, Fireman, Concrete Breaking Machine, Concrete Mixer

GROUP 4: Tractors, Wellpoint System Operator and Installer,
Air Compressor, Pulver Mixer, Motor boat, Power Boat, Power
Sweeper, Welding Machine, Oiler, Mechanic's Helper, Pump,
Conveyor, Roller, Watertruck, Asphalt distributor, Concrete
Pump (trailer type), Utility Operator

IRON0808-001 07/01/2009

	Rates	Fringes
IRONWORKER.....	\$ 24.28	9.95

LABO0517-001 05/01/2008

	Rates	Fringes
Laborers: Asbestos Abatement, Hazardous and Toxic Waste Removal Laborers; (On all mechanical systems: Lead Base Paint Removal; pipes, boilers, ducts, flues, breachings, ect.; that are going to be scrapped, the removal of all insulating materials whether they contain asbestos or not shall be the exclusive work of the laborers;.....	\$ 17.50	5.47
Carpenter Tender, Cement Mason Tender, Block/ Bricklayer Tender Plasterer Tender.....	\$ 17.50	5.47
Demolition Laborers.....	\$ 17.50	5.47

General Laborer.....	\$ 17.35	5.47
Pipelaye Laborer, Laborer engaged in the pouring of concrete, mortar mixers, masonry forklift operator, and operation of power tools.....	\$ 16.32	5.47

PAIN0078-001 08/01/2010

	Rates	Fringes
GLAZIER.....	\$ 22.00	8.10

PAIN0078-002 01/01/2010

	Rates	Fringes
PAINTER.....	\$ 23.25	9.95

PLUM0295-001 01/01/2011

	Rates	Fringes
Plumber/Pipefitter/Steamfitter INDUSTRIAL: Bulk Plants, Power-houses, Chemical Plants, Missile Sites, (Including all Work at Cape Canaveral Air Force Station and Kennedy Space Flight Center but excluding work performed at Patrick Air Force Base and Malabar Radar Site), Oil Refineries, etc., and such other work which is related to and considered a part of the above type projects.....	\$ 32.13	14.87
Schools, Hospitals, Shopping Centers, and work not listed as Industrial....	\$ 32.13	14.87

ROOF0103-001 02/01/2003

Rates	Fringes
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ROOFER, Including Built Up,
Composition and Single Ply
Roofs.....\$ 14.50 5.10

SFFL0821-002 01/01/2010

Rates Fringes

SPRINKLER FITTER

Commercial.....\$ 26.80 14.30
Industrial.....\$ 29.00 14.30

Industrial: Jobs covering sugar mills, power plants, trash
burning plants, military installations and Cape Kennedy. All
other work shall be commercial rate.

SHEE0015-001 07/01/2009

Rates Fringes

SHEET METAL WORKER.....\$ 25.41 12.78

TEAM0385-001 05/01/1990

Rates Fringes

TRUCK DRIVER.....\$ 13.00 .80

WELDERS - Receive rate prescribed for craft performing
operation to which welding is incidental.

=====

Unlisted classifications needed for work not included within
the scope of the classifications listed may be added after
award only as provided in the labor standards contract clauses
(29CFR 5.5 (a) (1) (ii)).

In the listing above, the "SU" designation means that rates
listed under the identifier do not reflect collectively
bargained wage and fringe benefit rates. Other designations
indicate unions whose rates have been determined to be
prevailing.

WAGE DETERMINATION APPEALS PROCESS

1. Has there been an initial decision in the matter? This can
be:

- * an existing published wage determination
 - * a survey underlying a wage determination
 - * a Wage and Hour Division letter setting forth a position on
a wage determination matter
 - * a conformance (additional classification and rate) ruling
- On survey related matters, initial contact, including requests

for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in paragraphs 2 and 3 should be followed. With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations
Wage and Hour Division
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

2. If the answer to the question in paragraph 1 is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3. If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

4. All decisions by the Administrative Review Board are final.

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END OF GENERAL DECISION